(1)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

M.C.C. No. 723 /2006 **Single Bench**

[F.A. No. 436/1998]

APPELLANTS :- [1] Vinod Kumar Dixit, aged 48 years Son of late Lal Prasad Dixit.

[2] Raj Kumar Dixit, aged about 40 year Son of late Lal Prasad Dixit

[3] Dinesh Kumar Dixit aged about 30 Years, son of Late Ratti Lal Dixit.

All the appellants resident of K.K. Road, Moudhapara, Raipur, District Raipur [C.G.].

P.R. No. 337 Dated 31.1.06 Presented by Shri Deepak Rao

VERSUS

RESPONDENT :- Mohd. Saleem @ Abdul Saleem, S/o Hafiz Gafoor, R/o near Shiv Mandir, Moudhapara, Raipur, District Raipur [C.G.]

APPLICATION FOR GRANT OF PERMISSION TO RETURN BACK THE ORIGINAL DOCUMENTS FILED IN F.A. NO. 436/1998

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.C.C. 723 **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	24.11.2006 Shri R.K. Kesharwani, counsel for the applicants. Heard. Learned counsel for the applicants submits that the First Appeal No. 436/1998 preferred by the applicants/appellants was allowed by this Court vide judgment dated 26.9.2006 and the matter was remanded back after taking the additional documents filed by the applicants under Order 41 Rule 27 of the C.P.C. on record, to the trial Court with a direction to decide the suit afresh on merits in accordance with law. He further submits that the original documents filed in the first appeal, are required by the applicants to be filed before the trial Court and therefore, the same may be returned. In view of the above, the application is allowed. Documents filed by the applicants in F.A.No. 436/98 which have been taken on record, be returned to the applicants after their furnishing a certified copy of the same. **Sd/-** **Dhirendra Mishra** **Judge**	

P.T.O.